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APR 25 2005

OFFICE OF PETITIONS

In re Application of :
Anthony Noll et al. :
Application No. 10/713,557 :
Filed: November 13, 2003 :
Attorney Docket No.: NOLT101 :
Title: MSW PROCESSING VESSEL :
: DECISION ON PETITION UNDER
: 37 C.F.R. §1.137(b)

This is a decision on the petition under 37 CFR §1.137(b)¹, filed December 7, 2004, to revive the above-identified application.

The above-identified application became abandoned for failure to reply in a timely manner to the Notice of Missing Parts (notice), mailed February 17, 2004, which set a shortened statutory period for reply of two (2) months. No response was received, and no extensions of time under the provisions of 37 C.F.R. §1.136(a) were requested. Accordingly, the above-identified application became abandoned on April 18, 2004. A Notice of Abandonment was mailed November 30, 2004.

With the petition, Petitioner has submitted the petition fee, the basic filing fee, the additional claim fees, a declaration and the surcharge associated with the late filing of the same, replacement drawings, and the proper statement of unintentional delay.

Petitioner has met all requirements for a grantable petition under 37 C.F.R. §1.137(b). As such, the petition is **GRANTED**.

¹ A grantable petition pursuant to 37 CFR 1.137(b) must be accompanied by:

- (1) The reply required to the outstanding Office action or notice, unless previously filed;
- (2) The petition fee as set forth in § 1.17(m);
- (3) A statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to this paragraph was unintentional. The Commissioner may require additional information where there is a question whether the delay was unintentional, and;
- (4) Any terminal disclaimer (and fee as set forth in § 1.20(d)) required pursuant to paragraph (d) of this section.

The application file is being forwarded to the Office of Initial Patent Examination for further processing.

The general phone number for the Office of Petitions which should be used for status requests is (571) 272-3282. Telephone inquiries regarding this decision should be directed to the undersigned at (571) 272-3225.



Paul Shaneski
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United States Patent and Trademark Office